

No. 73 of 1976

AN ORDINANCE

To amend the *Protection of Lands Ordinance 1937*.

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated this twenty-third day of December, 1976.

JOHN R. KERR
Governor-General.

By His Excellency's Command,
A. A. STALEY
Minister of State for the Capital Territory.

PROTECTION OF LANDS (AMENDMENT) ORDINANCE 1976

1. This Ordinance may be cited as the *Protection of Lands (Amendment) Ordinance 1976*.^{*} Short title.

2. In this Ordinance, "Principal Ordinance" means the *Protection of Lands Ordinance 1937*.[†] Principal Ordinance.

3. Section 2 of the Principal Ordinance is amended— Definitions.

(a) by inserting after the definition of "lands" the following definitions:—

“ ‘Motor Traffic Ordinance’ means the *Motor Traffic Ordinance 1936*;

‘off-street parking area’ has the same meaning as in the *Motor Traffic Ordinance*;”;

(b) by omitting the definition of “public street” and substituting the following definition:—

“ ‘public street’ has the same meaning as in the *Motor Traffic Ordinance*;”;

(c) by adding at the end thereof the following definition:—

“ ‘vehicle’ has the same meaning as in the *Motor Traffic Ordinance*.”.

^{*} Notified in the *Australian Government Gazette* on 30 December 1976.

[†] Ordinance No. 33, 1937 as amended by No. 4, 1944; No. 21, 1959; No. 19, 1966; and No. 8, 1976.

Substances,
&c., not to
be placed on
lands.

4. Section 7 of the Principal Ordinance is amended by adding at the end thereof the following sub-section:—

“(2) A person who, in pursuance of a permit in force under the *Roads and Public Places Ordinance* 1937, places an object in, over or across a public place does not, by reason of so placing the object, commit an offence against sub-section (1).”.

Substance,
&c., may be
removed
from certain
land.

5. Section 10 of the Principal Ordinance is amended—

(a) by omitting paragraph (1)(c) and substituting the following paragraph:—

“(c) any other unleased land.”; and

(b) by omitting sub-section (2) and substituting the following sub-section:—

“(2) Sub-section (1) does not apply to or in relation to—

(a) a substance, material or thing that is on the land with the authority of the Minister or an authorized officer or by virtue of any other law of the Territory;

(b) an object that was placed on the land in pursuance of a permit in force under the *Roads and Public Places Ordinance* 1937; or

(c) a vehicle that is parked—

(i) on the carriageway of a public street; or

(ii) in an off-street parking area,

unless the Minister or authorized officer has reasonable grounds for believing that the vehicle has been abandoned.”.